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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

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EDWARD B. EVANS 1936-1971

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TECHNICAL ADVISOR
HENRY M. LABODA, Ph.D.

OFFICIAL

TO: The Honorable Commissioner
Attention: Samuel M. Heinrich
Art Unit 1725

FROM: David H. Brinkman

Fax No.: (703) 872-9306

Phone: (513) 241-2324

Date: June 16, 2004

Fax: (513) 421-7269

Pages (including cover page): 13

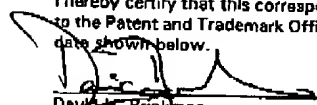
Re: U.S. Serial No. 09/806,410 DEPTH MEASUREMENT AND DEPTH CONTROL OR
AUTOMATIC DEPTH CONTROL FOR A HOLLOW TO BE PRODUCED BY A LASER
PROCESSING DEVICE
Attorney Docket No. BEET-03

ATTACHMENTS/COMMENTS: OFFICIAL

Please deliver to Samuel M. Heinrich
Amendment Under 37 C.F.R. § 1.312 Transmittal (3 pages) (in duplicate)
Amendment Under 37 C.F.R. § 1.312 (6 pages)

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted
to the Patent and Trademark Office fax number (703) 872-9306 on the
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June 16, 2004

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I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Samuel M. Heinrich whose telephone number is (571) 272-1175 and fax number is (703) 872-9306 on June 16, 2004.

David H. Barkman, Reg. No. 40,532

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kuhl et al.
Serial No.: 09/806,410
Filed: September 5, 2001
Confirmation No.: 8732
Group Art Unit: 1725
Examiner: Heinrich, Samuel M.
Title: **DEPTH MEASUREMENT AND DEPTH CONTROL OR
AUTOMATIC DEPTH CONTROL FOR A HOLLOW TO BE
PRODUCED BY A LASER PROCESSING DEVICE**
Atty Docket: BEET-03

Cincinnati, Ohio 45202

June 16, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER 37 C.F.R. § 1.312 TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. ☐ Small Entity status is claimed.
☒ Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	9	MINUS	26	= 0	x \$9	\$0	x \$18	\$0
INDEP.	2	MINUS	4	= 0	x \$42	\$0	x \$84	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$135	\$0	+ \$270	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

X No additional fee for claims is required.

4. Attached is a check in the sum of _____ for the disclaimer fee.

_____ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) _____ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
___ one month	\$ 110.00	\$ 55.00
___ two months	\$ 420.00	\$210.00
___ three months	\$ 950.00	\$475.00
___ four months	\$1,480.00	\$740.00

___ Attached is a check in the amount of \$___ for the three month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

___ An extension for ___ months has already been secured and the fee paid thereof of \$___ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$___.

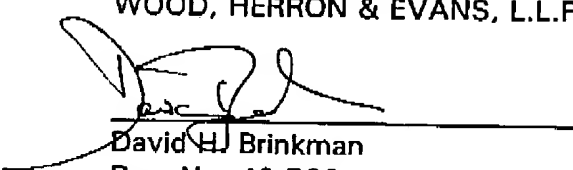
OR

(b) XX Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.


David H. Brinkman
Reg. No. 40,532

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David H. Brinkman, Reg. No. 40,532

Date

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Atty Docket: BEET-03

Cincinnati, Ohio 45202

June 16, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER 37 C.F.R. § 1.312

In response to the Notice of Allowance mailed on June 10, 2004,
Applicants submit this Amendment Under 37 C.F.R. §1.312 in the above-identified
application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.